## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

: CIVIL ACTION STEVEN UMBRIA, :

Plaintiff,

VALLEY FORGE CASINO RESORT

v.

and

BOYD GAMING CORPORATION,

Defendants.

Case No. 2:21-cv-01718-ER

## DEFENDANTS' MOTION FOR ATTORNEYS' FEES AND NON-TAXABLE COSTS

Pursuant to Federal Rule of Civil Procedure 54(d) and 42 U.S.C. § 12205, Defendants Valley Forge Casino Resort and Boyd Gaming Corporation ("Defendants"), by and through their undersigned counsel, respectfully move this Court for an Order awarding reasonable attorneys' fees and non-taxable costs in favor of Defendants and against Plaintiff. In support of its Motion, Defendants aver as follows:

- 1. Fed. R. Civ. P. 54(d) and 42 U.S.C. § 12205 allow this Court to award reasonable attorneys' fees and non-taxable costs to a prevailing party.
- 2. On February 18, 2022, this Court granted summary judgment in favor of Defendants and against Plaintiff on all claims. (ECF Nos. 20-21). Accordingly, Defendants are the prevailing parties in the above-captioned action.
- 3. As the prevailing party, and for the reasons set forth in the accompanying Memorandum of Law, which is incorporated herein by reference, Defendants seek their reasonable attorneys' fees in the amount of \$66,429.02 and non-taxable costs in the amount of \$1,755.15.

## Respectfully submitted,

Dated: March 4, 2022

/s/ Jacqueline R. Barrett

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